Computer No. 835175



**7960134/2023/SERVICES-IV-ICD01**

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Water Resources Department – Payment of back wages of Rs.28,64,316/- to Sri G. Madhusudhana Rao and 5 other NMR Workers of Irrigation Circle, Dowlaiswaram for the period from 27.04.2019 to 13.12.2021 with a condition to recovery the amount subject to outcome of review petitions filed – Permission Accorded – Orders issued.

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WATER RESOURCES (SER.IV) DEPARTMENT

G.O.Rt.No.305 Dated:28.06.2023

Read the following:

1 Orders of Hon'ble High Court dt.04.01.2022 in W.P(AT) Nos.2051, 2052, 2053, 2054, 2055, 2056 of 2021 and C.C.Nos.559, 857, 858,1037,1038 and 1039 of 2020.
2 From the ENC (IW), WRD, AP, Vijayawada,Lr.No.ENC(IW)/P&M/EE.1/W.Sec/W1/ OA.2778-2018/WP.10990-2019/CC.857-1039-2020/2022, Dated: 03 .01.2023.
3 Government Memo.No.MJIR/81/2019-Ser.IV (835175), Dated:19/05/2023.
4 Proceedings of Executive Engineers Nos.EC3/592M, dt.02.06.2023, EE/GC/AMP/AB/EC.2/178A, dt.03.06.2023 and EE/GED/RCPM/AB/EC2/CC/SW/ 366M, dt.02.06.2023.
5 Orders dt.15.06.2023 in CC No.5454/2022 in W.P.(AT) No.2051/2021, CC No.5458/2022 in W.P.(AT) No.2052/2021, CC No.5457/2022 in W.P.(AT) No.2053/2021, CC No.5453/2022 in W.P.(AT) No.2054/2021, CC No.5455/2022 in W.P.(AT) No.2055/2021 and CC No.5461/2022 in W.P.(AT) No.2056/2021.
6 Review Petition Nos. IASR 58007 of 2023, dt. 22.06.2023, IASR 58455 of 2023, dt.23.06.2023, IASR 58453 of 2023, dt.23.06.2023, IASR 58450 of 2023, dt.23.06.2023, IASR 58449 of 2023, dt.23.06.2023 and IASR 58446 of 2023, dt.23.06.2023 in WP (AT) Nos. 2051, 2052, 2053, 2054, 2055 and 2056 of 2021.

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**ORDER**:

In the orders 1st read above, the Hon'ble High Court has directed to reinstate Sri G. Madhusudhana Rao and 5 others (Seasonal Workers)petitioners in W.P(AT) Nos.2051, 2052, 2053, 2054, 2055, 2056 of 2021as NMR workers and to pay salary as NMR workers from the date of their termination till they were allowed to join.

2. In the letter 2nd read above, the Engineer-in-Chief (IW), Water Resources Department, A.P., Vijayawada has requested the Government to ratify the action of Executive Engineers concerned in changing the nomenclature of Sri G.Madhusudhana Rao and 5 other NMR Workers of Irrigation Circle, Dowlaiswaram as NMRs from Seasonal Workers and to permit to pay back wages of Rs.28,64,316/- for the non duty period i.e., for the period from 27.04.2019 to 13.12.2021 to enable to comply the orders of Hon'ble High Court dt.04.01.2022 in W.P(AT) Nos.2051, 2052, 2053, 2054, 2055, 2056 of 2021 and C.C.Nos.559, 857, 858,1037,1038 and 1039 of 2020.

3. In the reference 3rd read above, Govt., has advised the Engineer-in-Chief (IW) and the Superintending Engineer to keep the proceedings in abeyance issued by the Executive Engineers, Godavari Head Works Division, Godavari Eastern Division and Godavari Central Division vide their Procds.No.EE/GH/AB/EC.3/779-H, dated.03.12.2021, Procds.No. EE/GED/AB/EC2/984-M, dated 03-12-2021 and to file review petitions against common orders of Hon'ble High Court dated 04-01-2022. Accordingly, the review petitions were filed vide reference 6th read above.

(P.T.O.)

**7960134/2023/SERVICES-IV-ICD01**



4. In the reference 5th read above, the Hon'ble High Court has granted two weeks time and posted the matter to 30.06.2023 for implementation of orders of the Hon'ble High Court dated.04.01.2022.

5. After careful examination of the matter, permission is hereby accorded to the Engineer-in-Chief (IW), Water Resources Department, A.P., Vijayawada / the Superintending Engineer, Irrigation Circle, Dowlaiswaram to revoke the abeyance orders issued in the proceedings 4th read above and to pay back wages of Rs.28,64,316/- (Rupees Twenty Eight Lakhs Sixty Four Thousand Three Hundred and Sixteen only) for the period from 27.04.2019 to 13.12.2021 to Sri G. Madhusudhana Rao and 5 other NMR Workers of Irrigation Circle, Dowlaiswaram i.e., petitioners in W.P(AT) Nos.2051, 2052, 2053, 2054, 2055, 2056 of 2021 and C.C.Nos.559, 857, 858,1037,1038 and 1039 of 2020, with a condition to recover the permitted amount from the petitioners subject to outcome of review petitions filedvide reference 6th read above, and any other Appeals / SLPs to be filed on the issue.

6. The expenditure shall be debited under relevant Head of Account pertains to wages of NMRs.

7. The Engineer-in-Chief (IW), Water Resources Department, A.P., Vijayawada / the Superintending Engineer, Irrigation Circle, Dowlaiswaram are requested to take necessary action in the matter.

8. This order issues with the concurrence of the Finance (HR.I-Plg.& Policy) Department vide their U.O.No.HROPDPP/66/2023 (Computer No.1990915), dt.28.06.2023.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Engineer-in-Chief (IW), Water Resources Department, A.P., Vijayawada
The Superintending Engineer, Irrigation Circle, Dowlaiswaram
Copy to:
The Finance (HR.I-Plg.& Policy) Department
The Government Pleader for Ser.III, Hon'ble AP High Court, Amaravati
The Executive Engineers concerned (Through SE, IC, Dowlaiswaram)
The DTA, A.P., Vijayawada
The DTOs concerned, through the SE, IC, Dowlaiswaram
Sf/Sc

O/C

//FORWARDED::BY ORDER//

SECTION OFFICER

Despatch
5 Copies
06 JUL 2023
06/7/2023